

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

THE WHITING-TURNER CONTRACTING
COMPANY, a Maryland corporation,

Plaintiff,

vs.

MOLLERUP GLASS COMPANY, a Utah
corporation; EMPLOYERS MUTUAL
CASUALTY COMPANY, an Iowa
corporation; and DOES 1-25, inclusive,

Defendants.

MOLLERUP GLASS COMPANY, a Utah
corporation,

Third Party Plaintiff,

v.

NORTHWESTERN INDUSTRIES-ARIZONA,
INC, an Arizona corporation;
DOES 1 through 100, inclusive,

Third Party Defendant.

Case No. 2:25-cv-00111-ART-DJA

**STIPULATION AND ORDER TO
CONTINUE DEADLINE TO RESPOND
TO THIRD PARTY DEFENDANT
NORTHWESTERN INDUSTRIES-
ARIZONA, INC.'S NOTICE OF
MOTION AND MOTION TO DISMISS
THIRD PARTY COMPLAINT;
MEMORANDUM OF POINTS AND
AUTHORITIES**

Defendant/Third-Party Plaintiff, MOLLERUP GLASS COMPANY ("Mollerup"), by and
through its attorneys of the law firm PEEL BRIMLEY LLP, Defendant EMPLOYERS MUTUAL
CASUALTY COMPANY ("EMCC"), by and through the FAUX LAW GROUP, Plaintiff THE
WHITING-TURNER CONTRACTING COMPANY ("WTCC"), by and through the law firm of
LEE, LANDRUM & INGLE, and Third-Party Defendant NORTHWESTERN INDUSTRIES-

ARIZONA, INC. (“NWI”) by and through the law firm of GORDON REES SCULLY
MANSUKHANI LLP, hereby stipulate and agree as follows:

1. On May 9, 2024, NWI filed Third-Party Defendant’s Notice of Motion and Motion to Dismiss Third-Party Complaint (“Motion”).
2. The Opposition to the Motion (“Opposition”) was initially due May 23, 2025.
3. There is currently no Hearing for the Motion (“Hearing”) scheduled.
4. Counsel need additional time for briefing because, among other reasons, counsel for Defendants/Third-Party Plaintiffs has been traveling out of state for family matters, including his son’s graduation from law school. Accordingly:
5. The deadline for the Opposition shall now be June 6, 2025.
6. The deadline for the Reply shall now be June 20, 2025

Dated this 20th day of May, 2025.

PEEL BRIMLEY LLP

/s/Eric Zimbelman
ERIC ZIMBELMAN, ESQ.
Nevada Bar No. 9407
3333 E. Serene Avenue, Suite 200
Henderson, Nevada 89074-6571
Telephone: (702) 990-7272
ezimbelman@peelbrimley.com
*Attorneys for Defendant/Third-Party
Plaintiff Mollerup Glass Company*

FAUX LAW GROUP

/s/Kurt Faux
KURT C. FAUX, ESQ.
Nevada Bar No. 003407
2625 n. Green Valley Parkway, Suite 100
Henderson, Nevada 89014
Telephone: (702) 458-5790
kfaux@fauxlaw.com
*Attorneys for Defendant Employers Mutual
Casualty Company*

LEE, LANDRUM & INGLE

/s/ Pieter O’Leary
DAVID S. LEE, ESQ.
Nevada Bar No. 6033
PIETER M. O’LEARY
Nevada Bar No. 15297
7575 Vegas Drive, Suite 150
Las Vegas, Nevada 89128
Telephone: (702) 880-9750
dlee@lee-lawfirm.com
poleary@lee-lawfirm.com
*Attorneys for Plaintiff
The Whiting-Turner Contracting
Company*

GORDON REES SCULLY MANSUKHANI LLP

/s/ Sean Flynn
SEAN P. FLYNN ESQ.
Nevada Bar No. 15408
1 East Liberty Street, Suite 424
Reno, Nevada 89501
Telephone: 775.324.9800
sflynn@grsm.com
*Attorneys for Third-Party Defendant
Northwestern Industries-Arizona, Inc.*

COURT ORDER

IT IS ORDERED as follows.

1. The deadline to file an Opposition to Northwest Industries-Arizona, Inc.'s Notice of Motion and Motion to Dismiss Third-Party Complaint shall now be June 6, 2025.
2. The deadline for any Reply thereto shall now be June 20, 2025

DATED: 5/21/2025

A handwritten signature in black ink, appearing to read "Anne Russell Rine", is written over a horizontal line.

U.S. DISTRICT COURT MAGISTRATE JUDGE